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Attorneys for Defendant
JAMES O'KEEFE III

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

JUAN CARLOS VERA, an
individual,

Plaintiff,

v.

JAMES O'KEEFE III, an individual,
HANNA GILES, an individual, and
DOES 1-20 inclusive,

Defendants.

Case No. CV 10-1422-L-MDD

**DEFENDANT O'KEEFE'S
MOTION FOR A PROTECTIVE
ORDER REGARDING COUNSEL
FOR PLAINTIFF'S ISSUANCE OF
SUBPOENAS OR, IN THE
ALTERNATIVE, MOTION TO
QUASH, AND MOTION FOR FEES**

**Hon. Mitchell D. Dembin,
United States Magistrate Judge**

Pursuant to Federal Rules of Civil Procedure 26(c), 45(c)(3), and 37(a)(5),
defendant James O'Keefe hereby moves for a protective order regarding plaintiff's
issuance of subpoenas to AT&T and Verizon seeking defendant O'Keefe's

1 telephone records. Defendant O’Keefe requests that the Court issue an order (1)
2 directing the above-named companies, to the extent they have not yet complied
3 with these subpoenas, not to comply with them, or, in the alternative, an order to
4 quash, (2) directing plaintiff not to use or disclose any information he has obtained
5 from any previous compliance with these subpoenas, and (3), pursuant to Federal
6 Rules of Civil Procedure 26(c)(3) and 37(a)(5), ordering plaintiff to pay defendant
7 O’Keefe’s reasonable expenses incurred in making this motion, including
8 attorney’s fees.

9 The grounds for this motion are set forth more fully in the accompanying
10 Memorandum of Points and Authorities.

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12 Dated: October 21, 2011

Respectfully submitted,

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16 By s/ Michael E. Rosman

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